

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
INVITATION TO BID
FOR

THE PROCUREMENT OF TRAIN CONTROL TRAILABLE SWITCH MACHINES

CONTRACT NO. 20CE-220

NOTICE IS HEREBY GIVEN that sealed Bids will be received in two parts, a Technical Qualification Bid and a Price Bid, until the hour of 2:00 p.m., Tuesday, November 8, 2016, at the District Secretary's Office, 23rd Floor, 300 Lakeside Drive, Oakland, California 94612 (mailing address: P.O. Box 12688, Oakland, California, 94604-2688) for The Procurement of Train Control Trailable Switch Machines, Contract No. 20CE-220. Only the Technical Qualification Bids will be opened publicly and announced at the said hour and date in the 23rd Floor Conference Room No. 2382T, Kaiser Center Building, 300 Lakeside Drive, Oakland, California. Bids will thereafter be accepted or rejected by the District. The Bidders are responsible to ensure their Bids are received at the time and location specified.

The time for receipt of Bids may be extended by the District's General Manager, or authorized representative, from the above-stated Bid Opening date. Notice of such extension will be published at least once in a newspaper of general circulation in the District, which publication will be at least ten (10) Days before Bids are formally received and opened.

BIDDERS MAY OBTAIN INFORMATION ON THE STATUS OF THE AWARD OF THIS CONTRACT BY CHECKING THE BART WEBSITE: <http://www.bart.gov/about/bod/meetings.aspx> FOR CONTRACTS SCHEDULED TO BE PRESENTED BY STAFF TO THE BART BOARD FOR AWARD CONSIDERATION.

The procurement under this Contract, in general, consists of:

The Work under this Contract, in general, consists of providing the design, engineering, manufacture, assembly, acceptance testing, and delivery of up to a total of one hundred (100) Train Control Trailable Switch Machines to replace the District's existing Speed Frater Switch Machines, and associated commissioning support, warranty, delivery of Operation and Maintenance Manuals, and training of BART Staff on the operation and maintenance of the equipment, all as specified herein this Contract.

The estimated value of this Contract is \$ 4,000,000 to \$ 5,000,000

A pre-Bid meeting will be held on Wednesday, October 19, 2016. The pre-Bid meeting will convene at 1:30p.m. at the District's Offices, in Conference Room 1700, 17th Floor at 300 Lakeside Drive, Oakland, CA 94612. At the pre-Bid meeting, the District's Disadvantaged Business Enterprise (DBE) and Small Business Entity (SBE) participation policy will be explained and DBE and SBE opportunities discussed. Interested prospective Bidders are requested to confirm their intention to attend by notifying the District's Contract Administrator Anthony R. Pegram, telephone 510-464-6544 (email apegram@bart.gov) prior to the date of the scheduled pre-Bid meeting.

Although there is no DBE or SBE Participation Goal for this Contract, Bidders are encouraged to take all steps necessary to provide an equal opportunity for DBEs and/or SBEs to participate. Certain provisions will apply to all DBE and/or SBE Subsuppliers listed at the time of bid.

Bids shall be submitted in accordance with, and subject to, the conditions contained in the Instructions to Bidders contained in the Contract Book to which prospective Bidders are referred.

Bid Documents may be obtained from the District Secretary's Office, San Francisco Bay Area Rapid Transit District, in person on the 23rd Floor at 300 Lakeside Drive, Oakland, California 94612, or by mail at P.O. Box 12688, Oakland, California 94604-2688. Documents requested by mail will be packaged and sent postage paid. Requests must be accompanied by either cash, check, or postal money order drawn in favor of the San Francisco Bay Area Rapid Transit District in the following amount, which includes any applicable sales tax, and is not refundable:

Contract Book and Contract Drawings (Includes forms for submittal of Bids).....\$100.00

Bidders are informed that all of these documents will be required in the preparation of Bids. Each Bid shall be on a prescribed Bid Form and shall be for the entire Contract including all Bid Items.

The District may reject any and all Bids.

All work shall be performed in accordance with the laws of the State of California.

This Contract is subject to a financial assistance contract between the District and the United States Department of Transportation. This Contract is partially funded under a grant from the Federal Transit Administration (hereinafter called "FTA"). Attention is directed to the Bid Form where all Bidders and certain proposed Subsuppliers will be required to certify that they and any such proposed Subsuppliers have not been debarred, suspended or declared ineligible to participate in U.S. Government contracting activity. Supplier will be required to comply with all applicable Equal Employment Opportunity Laws and Regulations.

Attention is directed to the Bid Form where all Bidders and any proposed Subsuppliers of any tier receiving an amount in excess of \$100,000 under this Contract will be required to execute the "Certification Regarding Lobbying". The Bidder is responsible for forwarding all such Certifications to the District within the time frame specified in the Instructions to Bidders.

Special attention is directed to General Conditions Article P7.11 outlining Supplier's responsibilities for affirmative action relating to Fair Employment Practices.

The District hereby notifies all Bidders that it will affirmatively ensure that in regard to any Contract entered into pursuant to this Invitation to Bid, DBEs and SBEs will be afforded full opportunity to submit Bids in response to this invitation and will not be discriminated against on the basis of race, color, sex, or national origin in consideration for an award.

The San Francisco Bay Area Rapid Transit District, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 USC 2000d et seq. and Title 49, Code of Federal Regulations ("CFR"), Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation, issued pursuant to such Act, hereby notifies all Bidders that it will affirmatively ensure that in any Contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit Bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

The Supplier and its Subsuppliers shall not discriminate on the basis of race, color, national origin, or sex in the performance of the Contract. The Supplier and its Subsuppliers shall comply with the applicable requirements of 49 CFR part 26 in the performance of the Contract. Failure to comply with these requirements by the Supplier is a material breach of the Contract and may be subject to sanctions, including termination of the Contract, as appropriate.

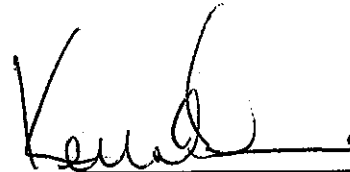
Bidder's attention is directed to the Supplementary Conditions which set forth the District's Disadvantaged Business Enterprise participation policy for this Contract. Inquiries regarding the District's Disadvantaged Business Enterprise participation policy shall be directed to the District's Office of Civil Rights at the address for the District indicated in this Invitation to Bid, or at telephone (510) 464-6100.

Bidder's attention is directed to the Instructions to Bidders Paragraph 10.A.5 entitled Financial Contribution Limitations. This Paragraph details Bidder's responsibility for complying with BART Board of Directors Rule regarding financial contribution limitations.

Bidder's attention is directed to General Conditions Article P9.3.1 which permits the substitution of securities by Supplier for any monies retained by the District to insure performance under this Contract.

Each Bid shall be accompanied by a Bidder's Security equal to at least 10 percent of the total Bid Price which shall remain in full force and effect for the period of time stated in the Instructions to Bidders, Paragraph 20.C Price Bid Evaluation and Award. The Bidder's Security must be in the form of cash, a cashier's check, a certified check, a Bidder's Bond, or a combination thereof. The Bidder to who the Contract is awarded shall furnish specified Certificates of Insurance. Such Bidder shall also furnish a Performance Bond in an amount not less than 100 percent of the Contract Price. Bond shall be on forms provided by the District and shall be executed as surety by a corporation or corporations authorized to issue surety bonds in the State of California, as an admitted surety insurer and acceptable to the District.

Dated at Oakland, California, this 11th day of October.

A handwritten signature in black ink, appearing to read 'Kenneth A. Duron', is written over a horizontal line.

Kenneth A. Duron, District Secretary
San Francisco Bay Area
Rapid Transit District